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QUESTION OF THE FALKLAND
ISLANDS (MALVINAS)

SECURITY COUNCIL
Forty-ninth year

Letter dated 26 August 1994 from the Permanent Representative of the United Kingdom of Great Britain and Northern Ireland to the United Nations addressed to the Secretary-General

I have the honour to refer to the letter to you dated 23 August 1994 from the Permanent Representative of Argentina transmitting to you the text of a note from the Government of the Argentine Republic regarding the extension of the fishery conservation zone of the Falkland Islands (A/49/334). I have the honour to transmit herewith the text of the note dated 26 August 1994 from my Government in response to the note from the Government of the Argentine Republic (see annex).

I should be grateful if you would have the present letter and its annex circulated as a document of the General Assembly, under item 45 of the provisional agenda, and of the Security Council.

(Signed) D. H. A. HANNAY

* A/49/150.

Annex

Note dated 26 August 1994 from the Embassy of the United Kingdom of Great Britain and Northern Ireland to the Ministry of Foreign Affairs, International Trade and Worship

The British Embassy presents its compliments to the Ministry of Foreign Affairs, International Trade and Worship, and with reference to the latter's note of 22 August 1994 (A/49/334, annex) has the honour, on instructions, to state the following in response.

The United Kingdom has no doubts about its sovereignty over the Falkland Islands and its consequential right to extend maritime jurisdiction around the Territory in accordance with the rules of international law. Accordingly, the Embassy is instructed to reject the protest contained in the Ministry's note.

The Embassy does not accept the statement in the Ministry's note that "the Argentine Republic has exercised, exercises and will continue to exercise sovereign rights, particularly in the matter of administration and control of fishing activities" in the area lying to the west of and adjacent to the area described in the annex to the Joint Statement of 28 November 1990. The United Kingdom does not recognize Argentine jurisdiction over the area, which lies within 200 miles of the Falkland Islands and more than 200 miles from Argentine baselines.

In regard to the reference in the Ministry's note to resolutions of the General Assembly of the United Nations about the Falkland Islands, the position of the British Government on these resolutions is well known and remains unchanged.

The United Kingdom has taken action to include certain waters which are within 200 miles of Falkland Islands baselines into the Falkland Islands outer conservation zone to prevent the continuation of uncontrolled fishing taking place in that area to the prejudice of the stocks of fish and, in particular, of Illex squid. Argentina's well-known concerns about uncontrolled fishing in the South-West Atlantic are shared by the United Kingdom.

The United Kingdom remains interested in cooperating with Argentina on measures to ensure the effective conservation of the living marine resources in the South-West Atlantic.

The British Embassy avails itself of this opportunity to renew to the Ministry of Foreign Affairs, International Trade and Worship the assurances of its highest consideration.